

10/018,721
Meyer-Grafe
(H) 01PH0419USP

Attachment A

I, Heidi M. Ortiz, hereby attest that I am the docket clerk in the office of M. Robert Kestenbaum. It is my duty to receive and docket incoming correspondence, and track its submission to the USPTO on a timely basis.

It is my standard procedure to collect, sort, and log correspondence on a daily basis AS SOON AS IT ARRIVES. My docketing system is based upon logging incoming correspondence as it is received. When I receive correspondence, I log it into my docketing sheets (see page A). The first column ("Mailed") notes when correspondence is mailed from the USPTO. I note the "Mailed" date from the USPTO. I then note the date the response is due in the "Due Date" (next to the last column) on the docketing sheet. I also note the due date and details on the calendar that I use to keep track of due dates.

Please note the line where I have written in an arrow on page A from my docketing log, showing that there is not an entry for a Notice of Allowance mailed on September 30, 2004. This indicates that the Notice of Allowance was not received from the USPTO. I am also enclosing the corresponding page from the calendar that I use to keep track of due dates, which indicates no Issue Fee payment for this case was logged in the calendar for December 30, 2004.

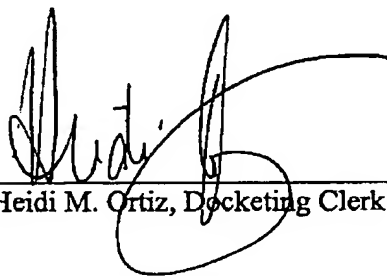
I KNOW THAT THE NOTICE OF ALLOWANCE FOR US PATENT APPLICATION 10/018,721 WAS NOT RECEIVED IN OUR OFFICE, BECAUSE IT WAS NOT LOGGED AS RECEIVED IN THE DOCKETING SHEET, NOR WAS IT LOGGED IN THE CALENDAR. THEREFORE, IT WAS NEVER RECEIVED IN OUR OFFICE.

10/018,721
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I know that this docketing system works for our office, because I have been using it successfully for ten years.

For this application, I enclose a copy of our docketing sheet, as well as a copy of the appropriate page from our calendar. Also enclosed with this affidavit is the response that was required to the original Notice of Allowance (i.e., the Issue Fee payment).

I hereby declare that all statements made herein on my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Heidi M. Ortiz, Docketing Clerk

March 23, 2005
Date

Dec. 27-Jan. 2**2004-2005**

Week 53

November-2004							December-2004						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
1	2	3	4	5	6				1	2	3	4	
7	8	9	10	11	12	13	5	6	7	8	9	10	11
14	15	16	17	18	19	20	12	13	14	15	16	17	18
21	22	23	24	25	26	27	19	20	21	22	23	24	25
28	29	30					26	27	28	29	30	31	

Monday, Dec. 27

Don't Forget

362/4

7	(BSP) HILLIS, JIM Renardal 1/6/05 2/1/04	3
8		4
9		5
10		6
11		7
12		8
1		9
2		10

Tuesday, Dec. 28

Don't Forget

363/3

7	Zweigl (K) 53 885 Status: 1/6/05 2/1/04	3
8		4
9		5
10		6
11		7
12		8
1		9
2		10

Wednesday, Dec. 29

Don't Forget

364/2

7	Arnold (H) 03501074 2/1/04	3
8		4
9		5
10		6
11		7
12		8
1		9
2		10

Thursday, Dec. 30

Don't Forget

365/1

7	TRUMARK OA 9/30/04 (mm) 849	3
8		4
9	ELSASER (B) 5092 AMEND OA 9/30/04	5
10		6
11	Offmann (H) 025010310 OA 9/30/04	7
12		8
1		9
2		10

70LL10

PUMPKIN FOLDER ACTION ITEM CHECK LIST

Mailed	Docket #	Inventor	Action	Comments	IR?	Due Date	Done ?
5-18-04	(R) I1-US	Freiburg	IF	(Due August trans)		8-18-04	7-24-04
5-25-04	(H) 02HEL0249	USP Neiland	IF & PF	(Due August trans)		8-20-04	8/20
5-24-04	(E) 99023 PUS	Schuster	IF & PF	(Due July Trans)		7-24-04	7-24-04
6-28-04	(E) 1802 US	Schlecht	IF + PF + Drawings	(Due Sept Trans)	7-26	9-28-04	9/22
7-6-04	(M) 54154	Fischer	IF	(Due Oct trans)	7-8	10-6-04	9/16
7-20-04	(M) 54192	TONALBA	IF + PF	NO DRAWINGS	7-8	10-20-04	9/8
7/26/04	(2) 511-PCP	LOCKER	IF / PF / D			10/26/04	DNF
7-27-04	(2) 98005	SCHUSTER	IF + PF	NO D		10/27/04	10-27-04
10-21-04	(H) 28558	KARLSON	IF + PF	NO D		1-21-05	1-21-05
11-16-04	(H) 0021536	Potzsch	IF + PF	NO D	1/16	2-1-05	2/1
12-10-04	(2) 00051	GIMMICK	IF + PF	NO D		3-10-05	2/10
12-10-04	(H) 015410207	LETB	IF + PF	NO D		3-10-05	2/11
12-17-04	(H) 02GOTO106	Gotz	IF + PF	NO D		3-17-05	
12-15-04	(2) 98045	Borosio	IF + PF	CORR D		3-19-05	3/10/05
				Submit RWD			
				P-1			
				P-2			

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
(703) 746-4000

or Fax

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

09/30/2004

M Robert Kestenbaum
11011 Bermuda Dunes NE
Albuquerque, NM 87111

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

M Robert Kestenbaum (Depositor's name)
M. Robert Kestenbaum (Signature)
03/23/2005 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10018,721	04/22/2002	Karsten Meyer-Grafe	(H001PH0419USP	2612

TITLE OF INVENTION: SECURITY-RELATED BUS AUTOMATION SYSTEM

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$0	\$1330 \$1400	12/30/2004
EXAMINER	ART UNIT	CLASS-SUBCLASS			
KOSOWSKI, ALEXANDER J	2125	700-108000			

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).
☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list
(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

PHOENIX CONTACT GmbH & Co.

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

Flachsmarktstrasse 8-28
D-32825 Blomberg, Germany

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
☒ Payment by credit card. Form PTO-2038 is attached.
☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(e)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fees to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

M. Robert Kestenbaum

Date

03/23/2005

Typed or printed name

M Robert Kestenbaum

Registration No.

20,430

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTOL-85 (Rev. 09/04) Approved for use through 04/30/2007.

OMB 0651-0033

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

BEST AVAILABLE COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/018,721	04/22/2002	Karsten Meyer-Grafe	(H)01PH0419USP	2612
7590 02/02/2005				
M Robert Kestenbaum 11011 Bermuda Dunes N E Albuquerque, NM 87111				
EXAMINER KOSOWSKI, ALEXANDER J				
ART UNIT 2125		PAPER NUMBER		

DATE MAILED: 02/02/2005

Please find below and/or attached an Office communication concerning this application or proceeding.


UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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10/018721

EXAMINER

ART UNIT	PAPER NUMBER
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DATE MAILED:

NOTICE OF ABANDONMENT

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on _____.
- ☐ A reply (with Certificate of Mailing or Transmission of _____) was received on _____ which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
- ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 to the final rejection.
 (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
- ☐ A reply was received on _____, but it does not constitute a proper reply, or a *bona fide* attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in the last box below).
- ☐ No reply has been received.
- ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
- ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85)(or Notice of Publication Fee Due).
- ☐ The submitted fee of \$ _____ is insufficient. A balance of \$ _____ is due.
 The issue fee by 37 CFR 1.18 is \$ _____. The publication fee, if required, by 37 CFR 1.18(d) is \$ _____.
- ☒ The issue fee and publication fee, if applicable, have not been received.
- ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTOL-37).
- ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
- ☐ No corrected drawings have been received.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below: _____

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.